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AGENDA AND ITEMS ARE AVAILABLE  
ON CSLC WEB SITE: [www.slc.ca.gov](http://www.slc.ca.gov)

**IN ATTENDANCE:**  
Steve Westly, Chair  
State Controller  
Cindy Aronberg, Alternate  
Office of the State Controller  
Cruz M. Bustamante, Member  
Lt. Governor  
Lorena Gonzalez, Alternate  
Office of the Lt. Governor  
Anne Sheehan, Alternate  
Dept. of Finance

## VOTING RECORD

# AGENDA

## MEETING OF THE CALIFORNIA STATE LANDS COMMISSION

STATE CAPITOL  
ROOM 447  
SACRAMENTO, CA 95814

STEVE WESTLY, STATE CONTROLLER, CHAIR  
CRUZ M. BUSTAMANTE, LIEUTENANT GOVERNOR, MEMBER  
MICHAEL C. GENEST, DIRECTOR OF FINANCE, MEMBER

**February 9, 2006**

THE MINUTES OF THE JANUARY 26, 2006 MEETING WERE APPROVED BY A 3-0 VOTE. CALENDAR ITEMS C29 AND C33 WERE POSTPONED AND REGULAR ITEMS 56 AND 57 WERE DEFERRED. ALL OTHER ITEMS WERE APPROVED BY A 3-0 VOTE.

## ORDER OF BUSINESS

- I. **10:00 A.M. - OPEN SESSION** CALENDAR ITEM REFERENCES TO AB 884 DENOTE THE PERMIT STREAMLINING ACT (CALIFORNIA GOVERNMENT CODE SECTION 65920 ET SEQ.).

A SIGN LANGUAGE INTERPRETER WILL BE PROVIDED UPON ADVANCE NOTIFICATION OF NEED BY A DEAF OR HEARING IMPAIRED PERSON. SUCH NOTIFICATION SHOULD BE MADE AS SOON AS POSSIBLE PRIOR TO DATE OF THE EVENT.

IF YOU NEED REASONABLE ACCOMMODATION, TO CONDUCT BUSINESS WITH THE COMMISSION, FOR A DISABILITY AS DEFINED BY THE FEDERAL AMERICANS WITH DISABILITIES ACT AND THE CALIFORNIA FAIR EMPLOYMENT AND HOUSING ACT, PLEASE CONTACT THE COMMISSION IN ADVANCE TO ARRANGE FOR SUCH ACCOMMODATION.

- II. **CONFIRMATION OF MINUTES FOR THE MEETING OF JANUARY 26, 2006**

### III. EXECUTIVE OFFICER'S REPORT

- IV. CONSENT CALENDAR ENTER CONSENT ITEM NUMBERS C01 – C55 THE FOLLOWING ITEMS ARE CONSIDERED TO BE NON-CONTROVERSIAL AND ARE SUBJECT TO CHANGE AT ANY TIME UP TO THE DATE OF THE MEETING.

ANYONE WISHING TO ADDRESS AN ITEM ON THE AGENDA SHOULD FILL OUT A SPEAKER FORM. WHEN YOU ARE CALLED TO SPEAK, PLEASE STATE YOUR NAME FOR THE RECORD.

### LAND MANAGEMENT DIVISION RECREATIONAL PIER LEASES

- C 01 CHARLES LOUIS BROCHARD AND CANDACE LEE BROCHARD, TRUSTEES OF THE BROCHARD FAMILY TRUST UNDER AGREEMENT DATED MAY 16, 1996; VICTOR A. BROCHARD AND BARBARA BROCHARD, AS TRUSTEES, OR ANY SUCCESSOR TRUSTEE OF THE BROCHARD FAMILY TRUST UNDER AMENDED AND RESTATED AGREEMENT DATED NOVEMBER 22, 1996; CHRISTINE ALINE BROCHARD; PHILIP THOMAS BROCHARD; AND VICTOR ALBERT BROCHARD AS CUSTODIAN FOR COLIN B. BROCHARD (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Tahoma, Placer County; for an existing pier previously authorized by the Commission and the retention of one existing mooring buoy not previously authorized by the Commission. (WP 4473.9; RA# 07805) (A 4; S 1) (Negotiator: R. Barham)
- **Agenda Item** ([MS Word](#)) [44 KB] ([Adobe Acrobat](#)) [25 KB]
  - **Exhibit A** ([MS Word](#)) [991 KB] ([Adobe Acrobat](#)) [61 KB]
- C 02 CONSTANCE B. KOCH (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Cedar Flat, Placer County; for an existing pier with boathouse and two mooring buoys previously authorized by the Commission. (WP 3212.9; RA# 12005) (A 4; S 1) (Negotiator: R. Barham)
- **Agenda Item** ([MS Word](#)) [38 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [57 KB] ([Adobe Acrobat](#)) [37 KB]
- C 03 C. FRED TONEY AND JOAN F. TONEY, TRUSTEES OF THE TONEY TRUST, DATED DECEMBER 28, 1998 (APPLICANTS):** Consider acceptance of the termination of Recreational Pier Lease No. PRC 8405.9; consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Tahoe City, Placer County; for the retention of two existing mooring buoys previously authorized by the Commission. (WP 8405.9; RA 11805) (A 4; S 1) (Negotiator: R. Barham)
- **Agenda Item** ([MS Word](#)) [38 KB] ([Adobe Acrobat](#)) [25 KB]
  - **Exhibit A** ([MS Word](#)) [1,042 KB] ([Adobe Acrobat](#)) [65 KB]

- C 04 DIOSDADO P. BANATAO AND MARIA C. BANATAO, TRUSTEES, OR THEIR SUCCESSORS IN TRUST, UNDER THE BANATAO LIVING TRUST, DATED JULY 21, 1999 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Tahoma, Placer County; for an existing pier, boatlift and four mooring buoys previously authorized by the Commission. (WP 4178.9; RA# 12905) (A 4; S 1) (Negotiator: R. Barham)
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [53 KB] ([Adobe Acrobat](#)) [34 KB]
- C 05 BERNICE RAE HOGAN, TRUSTEE OF THE BERNICE RAE HOGAN REVOCABLE TRUST, DATED NOVEMBER 9, 1994 (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Sunnyside, Placer County; for an existing pier, boathouse and one mooring buoy previously authorized by the Commission. (WP 3203.9; RA# 13105) (A 4; S 1) (Negotiator: R. Barham)
- **Agenda Item** ([MS Word](#)) [39 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [51 KB] ([Adobe Acrobat](#)) [35 KB]
- C 06 KEITH SCHULER AND CHELLE SCHULER AND JAMES GORDON OLIVER AND PATRICIA J. OLIVER (APPLICANTS):** Consider acceptance of the termination of Recreational Pier Lease No. 4884.9; consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Homewood, Placer County; for an existing joint-use pier, boathouse, and four mooring buoys previously authorized by the Commission. (WP 4884.9; RA# 07205) (A 4; S 1) (Negotiator: R. Barham)
- **Agenda Item** ([MS Word](#)) [42 KB] ([Adobe Acrobat](#)) [25 KB]
  - **Exhibit A** ([MS Word](#)) [45 KB] ([Adobe Acrobat](#)) [29 KB]
- C 07 DONALD R. WALLUNAS, II AND JULIE M. WALLUNAS, TRUSTEES OF THE WALLUNAS FAMILY TRUST DATED JUNE 1, 1994 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, Homewood, Placer County; for the retention of two existing mooring buoys not previously authorized by the Commission. (W 26124; RA# 11705) (A 4; S 1) (Negotiator: L. Danley)
- **Agenda Item** ([MS Word](#)) [35 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [92 KB] ([Adobe Acrobat](#)) [78 KB]
- C 08 DOROTHY MARIE PROWELL, AS TRUSTEE OF THE RESIDUAL TRUST UNDER THE PROWELL FAMILY TRUST DATED NOVEMBER 19, 1991 (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Homewood, El Dorado County; for one existing mooring buoy, previously authorized by the Commission. (WP 6832.9; RA# 01705) (A 4; S 1) (Negotiator: M. Hays)
- **Agenda Item** ([MS Word](#)) [38 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [51 KB] ([Adobe Acrobat](#)) [35 KB]

- C 09 CLAUDE G. DAVIS AND CHRISTINE S. DAVIS, AS TRUSTEES OF THE DAVIS FAMILY TRUST DATED 3-10-00 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, Kings Beach, Placer County; for the retention of two existing mooring buoys, not previously authorized by the Commission. (W 26095; RA# 01105) (A 4; S 1) (Negotiator: M. Hays)
- **Agenda Item** ([MS Word](#)) [36 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [1,078 KB] ([Adobe Acrobat](#)) [175 KB]
- C 10 WILLIAM O. ADAMS AND JANICE L. ADAMS, TRUSTEES OF THE WILLIAM O. AND JANICE L. ADAMS FAMILY REVOCABLE TRUST, ESTABLISHED MAY 16, 1986 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, Tahoe City, Placer County; for the retention of two existing mooring buoys, not previously authorized by the Commission. (W 26125; RA# 11905) (A 4; S 1) (Negotiator: M. Hays)
- **Agenda Item** ([MS Word](#)) [35 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [134 KB] ([Adobe Acrobat](#)) [132 KB]
- C 11 HANS COFFENG AND MARGARET COFFENG (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, Kings Beach, Placer County; for the retention of two existing mooring buoys, not previously authorized by the Commission. (W 26094; RA# 00905) (A 4; S 1) (Negotiator: M. Hays)
- **Agenda Item** ([MS Word](#)) [36 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [1,066 KB] ([Adobe Acrobat](#)) [174 KB]
- C 12 DORIS B. FAGAN, TRUSTEE OF THE FAGAN REVOCABLE TRUST DATED JUNE 7, 2001 (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in the Sacramento River, near the city of Red Bluff, Tehama County; for an existing uncovered floating boat dock and walkway previously authorized by the Commission. (WP 6957.9; RA# 09805) (A 2; S 4) (Negotiator: V. Massey)
- **Agenda Item** ([MS Word](#)) [36 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [252 KB] ([Adobe Acrobat](#)) [39 KB]
- C 13 ROBERT STEPHEN BASSO AND MARY HEALY BASSO, CO-TRUSTEES OF THE BASSO FAMILY 1994 REVOCABLE TRUST DATED JULY 12, 1994 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near the city of Homewood, Placer County; for an existing pier and one mooring buoy previously authorized by the Commission. (WP 5701; RA# 08005) (A 4; S 1) (Negotiator: V. Massey)
- **Agenda Item** ([MS Word](#)) [37 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [276 KB] ([Adobe Acrobat](#)) [289 KB]

- C 14 UTE W. ZAPF, TRUSTEE OF THE SURVIVOR'S TRUST UNDER THE ZAPF FAMILY REVOCABLE TRUST AGREEMENT DATED MAY 5, 1993, AS TO AN UNDIVIDED ONE HALF (1/2) INTEREST AS A TENANT-IN-COMMON, AND U.S. TRUST COMPANY, N.A. AND UTE W. ZAPF, CO-TRUSTEES OF THE QTIP TRUST UNDER THE ZAPF FAMILY REVOCABLE TRUST AGREEMENT DATED MAY 5, 1993, AS TO AN UNDIVIDED ONE HALF (1/2) INTEREST AS A TENANT-IN-COMMON (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Tahoe City, Placer County; for an existing pier, and two mooring buoys previously authorized by the Commission. (WP 4456; RA# 08305) (A 4; S 1) (Negotiator: V. Massey)
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [23 KB]
  - **Exhibit A** ([MS Word](#)) [231 KB] ([Adobe Acrobat](#)) [297 KB]
- C 15 DIANA DOLLAR KNOWLES, TRUSTEE OF THE DIANA DOLLAR KNOWLES REVOCABLE TRUST DATED JANUARY 31, 1995 (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Meeks Bay, El Dorado County; for an existing pier, and boathouse previously authorized by the Commission, and the retention of an existing boatlift, not previously authorized by the Commission (WP 4283; RA# 10705) (A 4; S 1) (Negotiator: V. Massey)
- **Agenda Item** ([MS Word](#)) [39 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [282 KB] ([Adobe Acrobat](#)) [330 KB]
- C 16 DAVID L. HICKS AND BARBARA E. HICKS (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Canelian Bay, Placer County; for an existing mooring buoy previously authorized by the Commission. (WP 7399.9; RA# 01005) (A 4; S 1) (Negotiator: S. Young)
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [44 KB] ([Adobe Acrobat](#)) [38 KB]

#### **GENERAL LEASES**

- C 17 SAMOA PACIFIC CELLULOSE, LLC (ASSIGNOR); EVERGREEN PULP, INC. (ASSIGNEE):** Consider application for the assignment of Lease No. PRC 3186.1, General Lease – Right of Way Use, of sovereign lands located in the Pacific Ocean, near Eureka, Humboldt County, for an existing wastewater discharge outfall pipeline. (WP 3186.1; RA# 09705) (A 1; S 2) (Negotiator: R. Barham)
- **Agenda Item** ([MS Word](#)) [35 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [1,124 KB] ([Adobe Acrobat](#)) [117 KB]

- C 18 ALEXANDER COURT, L.L.C., A LTD. LIABILITY CO. (ASSIGNOR); ALEXANDER COURT, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY AND ROBERT J. WHALEN AND KIRSTEN J. WHALEN, TRUSTEES OF THE ROBERT J. WHALEN AND KIRSTEN J. WHALEN FAMILY TRUST DATED FEBRUARY 10, 1987 (ASSIGNEES):** Consider application for the assignment of Lease No. PRC 4204.1, General Lease – Recreational Use, of sovereign lands located in Lake Tahoe, near Kings Beach, Placer County; for an existing pier with two boatlifts and two mooring buoys. (WP 4204.1; RA# 06300) (A 4; S 1) (Negotiator: R. Barham)
- **Agenda Item** ([MS Word](#)) [35 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [41 KB] ([Adobe Acrobat](#)) [28 KB]
- C 19 U.S. BORAX, INC. (APPLICANT):** Consider application for termination of an existing General Lease – Right of Way Use and consider application for acceptance of a Quitclaim Deed and issuance of a new General Lease – Right of Way Use, of sovereign lands located in Owens Lake, Inyo County, for existing roadway and drainage ditches previously authorized by the Commission. (PRC 3511.1; RA# 19104) (A 34; S 18) (Negotiator: J. Brown)
- **Agenda Item** ([MS Word](#)) [44 KB] ([Adobe Acrobat](#)) [26 KB]
  - **Exhibit A** ([MS Word](#)) [90 KB] ([Adobe Acrobat](#)) [97 KB]
- Exhibit B Unavailable**
- C 20 SEASCAPE SHORES HOMEOWNERS ASSOCIATION (APPLICANT):** Consider application for a new General Lease – Recreational and Protective Structure Use, of sovereign lands located in the Pacific Ocean, Solana Beach, San Diego County; for the maintenance of an existing seawall and seacave, and continued use and maintenance of an existing access stairway. (W 26115; RA# 12705) (A 74; S 38) (Negotiator: J. Brown)
- **Agenda Item** ([MS Word](#)) [43 KB] ([Adobe Acrobat](#)) [25 KB]
  - **Exhibit A** ([MS Word](#)) [95 KB] ([Adobe Acrobat](#)) [64 KB]
  - **Exhibit B** ([MS Word](#)) [71 KB] ([Adobe Acrobat](#)) [45 KB]
- C 21 JOHN CUMMING (APPLICANT):** Consider application for a new General Lease - Protective Structure Use, of sovereign lands located in Solana Beach, San Diego County, for the maintenance of a seacave and undercut fill and for the construction and maintenance of a seawall. (W 25917; RA# 15405) (A 74; S 38) (Negotiator: J. Brown)
- **Agenda Item** ([MS Word](#)) [42 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [57 KB] ([Adobe Acrobat](#)) [47 KB]
- Exhibit B Unavailable**



- C 22 DUKE ENERGY MORRO BAY LLC AND LS POWER GENERATION, LLC (APPLICANT):** Consider application for a new General Lease - Industrial Use, with provisions of a conditional assignment, of sovereign lands located in the Pacific Ocean, Morro Bay, San Luis Obispo County; for maintenance of existing offshore marine terminal facilities in caretaker status. (PRC 1390.1; RA# 17105) (A 33; S 15) (Negotiator: J. Brown)
- **Agenda Item** ([MS Word](#)) [76 KB] ([Adobe Acrobat](#)) [33 KB]
  - **Exhibit A** ([MS Word](#)) [133 KB] ([Adobe Acrobat](#)) [133 KB]
  - **Exhibit B** ([MS Word](#)) [53 KB] ([Adobe Acrobat](#)) [30 KB]
- C 23 DUKE ENERGY MORRO BAY LLC (ASSIGNOR); LS POWER GENERATION, LLC (ASSIGNEE):** Consider application for the assignment of Lease No. PRC 8329.9, General Lease – Beach Replenishment Use, of sovereign lands located in the Pacific Ocean, offshore of the city of Morro Bay, San Luis Obispo County. (PRC 8329.9; RA# 17105) (A 33; S 15) (Negotiator: J. Brown)
- **Agenda Item** ([MS Word](#)) [38 KB] ([Adobe Acrobat](#)) [20 KB]
  - **Exhibit A** ([MS Word](#)) [54 KB] ([Adobe Acrobat](#)) [41 KB]
- C 24 CH2MHILL (APPLICANT):** Consider authorizing a permit for archaeological and paleontological investigations and data recovery in support of the 2003 Owens Valley PM10 Planning Area Demonstration of Attainment State Implementation Plan, of sovereign lands located in Owens Lake, Inyo County. (PRC 8530.9; RA# 07605) (A 34; S 18) (Negotiator: P. Griggs/J. Brown)
- **Agenda Item** ([MS Word](#)) [48 KB] ([Adobe Acrobat](#)) [31 KB]
  - **Exhibit A** ([MS Word](#)) [348 KB] ([Adobe Acrobat](#)) [933 KB]
- C 25 EDGELAKE BEACH TIMESHARE OWNERS ASSOCIATION, INC. (APPLICANT):** Consider application for a new General Lease – Recreational Use, of sovereign lands located in Lake Tahoe, near Tahoe Vista, Placer County; for use and maintenance of ten existing mooring buoys, one US Coast Guard marker buoy and a pier not previously authorized by the Commission. (W 26081; RA# 23404) (A 4; S 1) (Negotiator: B. Dugal)
- **Agenda Item** ([MS Word](#)) [45 KB] ([Adobe Acrobat](#)) [24 KB]
  - **Exhibit A** ([MS Word](#)) [1,049 KB] ([Adobe Acrobat](#)) [92 KB]
- C 26 JUDITH K. TOPOL, DBA THE LIGHTHOUSE SHOPPING CENTER (APPLICANT):** Consider application for a new General Lease – Commercial Use, of sovereign lands located in Lake Tahoe, near Tahoe City, Placer County; for an existing pier previously authorized by the Commission. (PRC 3495.1; RA# 25104) (A 4; S 1) (Negotiator: B. Dugal)
- **Agenda Item** ([MS Word](#)) [41 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [1,091 KB] ([Adobe Acrobat](#)) [157 KB]
  - **Exhibit B** ([MS Word](#)) [1,122 KB] ([Adobe Acrobat](#)) [80 KB]

- C 27 NORTH TAHOE CRUISES, INC. (APPLICANT):** Consider application for a new General Lease – Commercial Use, of sovereign lands located in Lake Tahoe, near Tahoe City, Placer County; for operation of the tour boat the "Tahoe Gal". (W 26127; RA# 13205) (A 4; S 1) (Negotiator: B. Dugal)
- **Agenda Item** ([MS Word](#)) [46 KB] ([Adobe Acrobat](#)) [26 KB]
  - **Exhibit A** ([MS Word](#)) [134 KB] ([Adobe Acrobat](#)) [127 KB]
- C 28 HERATAGE COVE HOMEOWNERS ASSOCIATION (LESSEE):** Consider revision of rent to Lease No. PRC 4322.1, a General Lease – Recreational Use, of sovereign lands located in Lake Tahoe, Tahoe Vista, Placer County; for an existing joint-use pier, 28 mooring buoys and two marker buoys. (PRC 4322.1; (A 4; S 1) (Negotiator: M. Hays)
- **Agenda Item** ([MS Word](#)) [30 KB] ([Adobe Acrobat](#)) [17 KB]
  - **Exhibit A** ([MS Word](#)) [46 KB] ([Adobe Acrobat](#)) [30 KB]
- C 29 LAKE TAHOE CRUISES, INC. (APPLICANT):** Consider an application for a new General Lease - Commerical Use, of sovereign lands located in Lake Tahoe, city of South Lake Tahoe, El Dorado County; for the operation of three commercial passenger vessels that operate from Ski Run Marina and dock at various locations around Lake Tahoe. (W 23529; RA# 14102) (A 4; S 1) (Negotiator: M. Hays)
- THIS ITEM HAS BEEN POSTPONED FROM THIS MEETING
- **Agenda Item** ([MS Word](#)) [52 KB] ([Adobe Acrobat](#)) [30 KB]
  - **Exhibit A-1** ([MS Word](#)) [532 KB] ([Adobe Acrobat](#)) [1,845 KB]
  - **Exhibit A-2** ([MS Word](#)) [212 KB] ([Adobe Acrobat](#)) [219 KB]
- C 30 TCG SAN FRANCISCO (PERMITTEE):** Consider rescission of Commission's September 3, 1999, authorization for Minute Item 23, a Permit for Telephone Line Right of Way PRC 8104.9, of sovereign lands located in the Sacramento River, cities of Sacramento and West Sacramento, for a previously approved fiber optic cable project. (PRC 8104.9; RA# 01299) (A 8; S 4) (Negotiator: D. Jones)
- **Agenda Item** ([MS Word](#)) [36 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [55 KB] ([Adobe Acrobat](#)) [53 KB]
- C 31 CITIZENS TELECOMMUNICATIONS COMPANY OF CALIFORNIA (LESSEE):** Consider the continuation of rent for Lease No. PRC 8145.2, a General Lease – Right of Way – Non Exclusive Use, of school lands located near the town of Fall River Mills, Shasta County; for an existing aerial 0.51-inch diameter, 24 fiber optic cables encased in a high density polyethylene outer sheath jacket. (PRC 8145.2) (A 2; S 4) (Negotiator: N. Lee)
- **Agenda Item** ([MS Word](#)) [32 KB] ([Adobe Acrobat](#)) [17 KB]
  - **Exhibit A** ([MS Word](#)) [557 KB] ([Adobe Acrobat](#)) [705 KB]



- C 32 AT&T CORP., FORMERLY KNOWN AS AMERICAN TELEPHONE AND TELEGRAPH COMPANY, AND AT&T COMMUNICATIONS OF CALIFORNIA, INC. (ASSIGNORS); AT&T CORP., A WHOLLY-OWNED SUBSIDIARY OF SBC COMMUNICATIONS, INC. (ASSIGNEE):** Consider application for the assignment of Lease PRC Nos. 2984.2, 3135.9, 4892.9, 7166.9, 7202.2, 7217.9, 7260.9, 7264.2, 7428.2, 7573.9, 7603.9, 7884.9, 7885.2, 8154.1, 8203.1, 8204.1, 8256.9, and 8278.1, a General Leases/Permits – Right of Way Use, of sovereign and school lands located throughout the State of California; for various existing telecommunication facilities. (WP 2984; RA# 03805) (A & S Statewide) (Negotiator: N. Lee)
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [24 KB]
  - **Exhibit A** ([MS Word](#)) [50 KB] ([Adobe Acrobat](#)) [32 KB]
- C 33 PROJECT DARWIN, INC. (LESSEE):** Consider acceptance of a lease quitclaim deed and termination of Lease No. PRC 4627.2, a General Lease – Right of Way Use, of school lands located near the town of Darwin, Inyo County; for an existing four-inch diameter buried water pipeline, an existing overhead telephone line and an existing overhead electric power line. (PRC 4627.2; RA# 08202) (A 34; S 18) (Negotiator: N. Lee)
- THIS ITEM HAS BEEN POSTPONED FROM THIS MEETING
- **Agenda Item** ([MS Word](#)) [37 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [205 KB] ([Adobe Acrobat](#)) [149 KB]
- C 34 DARLENE A. BROCK (SOLE TRUSTEE OF THE TRUST OF WILLIAM A. AND DARLENE A. BROCK) (LESSEE):** Consider revision of rent to Lease No. PRC 5720.1, a General Lease – Recreational Use, of sovereign lands located in the Sacramento River, near the city of Sacramento, Sacramento County; for the continued use and maintenance of an existing floating boat dock and walkway. (PRC 5720.1) (A 5, 9; S 6) (Negotiator: T. Lipscomb)
- **Agenda Item** ([MS Word](#)) [32 KB] ([Adobe Acrobat](#)) [16 KB]
  - **Exhibit A** ([MS Word](#)) [153 KB] ([Adobe Acrobat](#)) [75 KB]
- C 35 PLAINS EXPLORATION AND PRODUCTION COMPANY (ASSIGNOR); CONOCOPHILLIPS COMPANY (ASSIGNEE):** Consider application for the assignment of Lease No. PRC 7493.1, a General Lease – Right of Way Use, of sovereign lands located in Old River, at Union Island, Contra Costa and San Joaquin counties. (PRC 7493.1; RA# 20904) (A 31; S 16) (Negotiator: T. Lipscomb)
- **Agenda Item** ([MS Word](#)) [38 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [42 KB] ([Adobe Acrobat](#)) [24 KB]
  - **Exhibit B** ([MS Word](#)) [976 KB] ([Adobe Acrobat](#)) [1,258 KB]

- C 36 CALPINE PITTSBURG, INC. (LESSEE):** Consider revision of rent to Lease No. PRC 8046.1, a General Lease – Right of Way Use, of sovereign lands located in the Sacramento River, seven miles downstream of Tisdale Bypass, near the town of Robbins, Sutter and Yolo counties; for the continued use and maintenance of a 12-inch diameter welded steel natural gas product pipeline inside the carrier pipeline and an abandoned-in-place eight-inch diameter natural gas pipeline. (PRC 8046.1) (A 2; S 4) (Negotiator: T. Lipscomb)
- **Agenda Item** ([MS Word](#)) [33 KB] ([Adobe Acrobat](#)) [16 KB]
  - **Exhibit A** ([MS Word](#)) [56 KB] ([Adobe Acrobat](#)) [40 KB]
- C 37 PACIFIC GAS AND ELECTRIC COMPANY (APPLICANT):** Consider application for a new General Lease – Right of Way Use, of tide and submerged lands located in the Sacramento River, in the cities of Sacramento and West Sacramento, Sacramento and Yolo counties; for the construction of a new horizontal directionally drilled 20-inch diameter welded steel natural gas pipeline. (W 26108; RA# 05005) (A 5, 8, 9; S 5, 6) (Negotiator: T. Lipscomb)
- **Agenda Item** ([MS Word](#)) [49 KB] ([Adobe Acrobat](#)) [39 KB]
  - **Exhibit A** ([MS Word](#)) [157 KB] ([Adobe Acrobat](#)) [133 KB]
- Exhibit B Unavailable**
- C 38 WESLEY CASWELL AND GEORGIA ANDERSON (LESSEES):** Consider the continuation of rent for Lease No. PRC 8361.1, a General Lease - Recreational Use, of sovereign lands located in the Napa River, near the city of Napa, Napa County. (WP 8361); (A 7; S 2) (Negotiator: V. Massey)
- **Agenda Item** ([MS Word](#)) [32 KB] ([Adobe Acrobat](#)) [14 KB]
  - **Exhibit A** ([MS Word](#)) [60 KB] ([Adobe Acrobat](#)) [59 KB]
- C 39 JIM FRAYSER, TRUSTEE OF THE JAMES H. FRAYSER 1992 REVOCABLE TRUST AND JUDY A. DEVILLE (APPLICANTS):** Consider application for a new General Lease – Protective Structure Use, of sovereign lands located in the Sacramento River, adjacent to the Garden Highway, near the city of Sacramento, Sacramento County; for existing bank protection previously authorized by the Commission. (WP 5042; RA# 13505) (A 9; S 6) (Negotiator: V. Massey)
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [123 KB] ([Adobe Acrobat](#)) [384 KB]
- C 40 ROLAND J. BAIN, TRUSTEE OF THE ROLAND J. AND NANCY J. BAIN REVOCABLE TRUST A, ESTABLISHED DECEMBER 29, 1992 (APPLICANT):** Consider application for a new General Lease – Recreational and Protective Structure Use, of sovereign lands located in the Sacramento River, adjacent to the Garden Highway, near the city of Sacramento, Sacramento County; for an existing uncovered floating boat dock, ramp and bank protection previously authorized by the Commission. (WP 6997.9; RA# 13805) (A 5; S 6) (Negotiator: V. Massey)
- **Agenda Item** ([MS Word](#)) [41 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [52 KB] ([Adobe Acrobat](#)) [41 KB]

- C 41 JEFFREY T. ALLEN AND KATHLEEN M. ALLEN, TRUSTEES OF THE JEFFREY T. AND KATHLEEN M. ALLEN REVOCABLE TRUST, ESTABLISHED JUNE 21, 1995 (APPLICANTS):** Consider application for a new General Lease – Recreational and Protective Structure Use, of sovereign lands located in the Sacramento River, adjacent to the Garden Highway, near the city of Sacramento, Sacramento County; for an existing covered floating boat dock, ramp, and bank protection previously authorized by the Commission. (WP 6092; RA# 12505) (A 5, 9; S 6) (Negotiator: V. Massey)
- **Agenda Item** ([MS Word](#)) [41 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [1,162 KB] ([Adobe Acrobat](#)) [98 KB]
- C 42 BRADFORD D. PAPPALARDO AND KATHERINE L. PAPPALARDO (APPLICANTS):** Consider application for a new General Lease - Commercial Use, of sovereign lands located in Steamboat Slough, near Walnut Grove, Sacramento County; for an existing uncovered floating boat dock, gangway, dolphins, pilings, and debris deflector previously authorized by the Commission. (WP 3885.1; RA# 01905) (A 8,15; S 5,14,31) (Negotiator: J. McComas)
- **Agenda Item** ([MS Word](#)) [41 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [1,115 KB] ([Adobe Acrobat](#)) [94 KB]
- C 43 CITY OF SACRAMENTO (LESSEE):** Consider application for an amendment to Lease No. PRC 7775.9, a Dredging Lease, of sovereign and granted lands (minerals reserved) located in the Sacramento River, Miller Park, city of Sacramento, Sacramento County; to dredge a maximum of 13,000 cubic yards annually from the Sacramento Boat Harbor and the Miller Park Boat Launch Ramp. (PRC 7775.9, WP 5232.9; RA# 12305) (A 9; S 5,6) (Negotiator: J. McComas)
- **Agenda Item** ([MS Word](#)) [41 KB] ([Adobe Acrobat](#)) [26 KB]
  - **Exhibit A** ([MS Word](#)) [70 KB] ([Adobe Acrobat](#)) [40 KB]
- C 44 SILVERKING OCEANIC FARMS, INC. (APPLICANT):** Consider application for a new General Lease - Industrial Use, sovereign lands located in the Pacific Ocean, offshore of Davenport Landing, Santa Cruz County; for existing concrete fishways and four water intake lines previously authorized by the Commission. (WP 5092; RA# 15305) (A 27; S 15) (Negotiator: J. McComas)
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [116 KB] ([Adobe Acrobat](#)) [107 KB]
- C 45 KENNETH L. BONISH (APPLICANT):** Consider application for a new General Lease – Recreational Use and Bank Protection, sovereign lands located in the Sacramento River, adjacent to the Garden Highway, city of Sacramento, Sacramento County; for an existing uncovered floating boat dock, piling, dolphin, and ramp previously authorized by the Commission, and bank protection. (WP 7168; RA# 13005) (A 2, 5; S 4, 6) (Negotiator: J. McComas)
- **Agenda Item** ([MS Word](#)) [48 KB] ([Adobe Acrobat](#)) [25 KB]
  - **Exhibit A** ([MS Word](#)) [42 KB] ([Adobe Acrobat](#)) [27 KB]
  - **Exhibit B** ([MS Word](#)) [989 KB] ([Adobe Acrobat](#)) [691 KB]

- C 46 DAGO MARY'S, A CALIFORNIA CORPORATION AND ROBERT M. SHERMAN (APPLICANTS):** Consider termination of existing Lease No. PRC 5467.1 and consider the application for a new General Lease – Commercial Use of sovereign lands located on and adjacent to San Francisco Bay, in the city of Burlingame, San Mateo County; for the continued use and maintenance of a restaurant, parking lot, and public access amenities. (PRC 5467.1) (A 19; S 8) (Negotiator: D. Plummer)
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [27 KB]
  - **Exhibit A** ([MS Word](#)) [59 KB] ([Adobe Acrobat](#)) [43 KB]
- C 47 BOLERO LANE LLC (LESSEE):** Consider application for an amendment to Lease No. PRC 3568.1, a General Lease - Recreational Use, of sovereign lands located in Huntington Harbour, Huntington Beach, Orange County; for the replacement of the existing boat dock, back walk, pilings and gangway. (WP 3568.1; RA# 14405) (A 67; S 35) (Negotiator: S. Young)
- **Agenda Item** ([MS Word](#)) [41 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [420 KB] ([Adobe Acrobat](#)) [396 KB]
  - **Exhibit B** ([MS Word](#)) [73 KB] ([Adobe Acrobat](#)) [38 KB]
- C 48 U.S. DEPARTMENT OF INTERIOR, BUREAU OF RECLAMATION (APPLICANT):** Consider application for a new General Lease – Public Agency Use, of sovereign lands located adjacent to the Salton Sea, near the town of Niland, Imperial County; for the construction, use and maintenance of the Salton Sea Shallow Habitat Pilot Project. (W 26119; RA# 10305) (A 80; S 40) (Negotiator: S. Young)
- **Agenda Item** ([MS Word](#)) [47 KB] ([Adobe Acrobat](#)) [24 KB]
  - **Exhibit A** ([MS Word](#)) [236 KB] ([Adobe Acrobat](#)) [306 KB]
  - **Exhibit B** ([MS Word](#)) [39 KB] ([Adobe Acrobat](#)) [22 KB]

## **LEGAL**

- C 49 CALIFORNIA STATE LANDS COMMISSION (Party):** Consider ratification of amendment concerning disposition of the walking beam from the SS Brother Jonathan, (W 503.1906) (A 1; S 4) (Negotiator: Pam Griggs)
- **Agenda Item** ([MS Word](#)) [38 KB] ([Adobe Acrobat](#)) [24 KB]

## **MINERAL RESOURCES DIVISION**

- C 50 CALIFORNIA STATE LANDS COMMISSION (APPLICANT):** Consider approval of qualifying miles for subventions to cities and counties for fiscal year 2005-2006, Orange, Los Angeles, Ventura, and Santa Barbara Counties. (W 4848.1, W 4848.3, W 4848.4, W 4848.5, W 4848.8) (A 35, 36, 57, 58, 69; S 18, 19, 37) (Negotiators: M. LeClair, D. Brown)
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [23 KB]
  - **Exhibit A** ([MS Word](#)) [26 KB] ([Adobe Acrobat](#)) [23 KB]

- C 51 CITY OF LONG BEACH (APPLICANT):** Consider consent to assignment of interest in the Long Beach Harbor Tidelands Parcel and Parcel "A" Oil Contract to OXY Tidelands, Inc. and OXY Wilmington, LLC, Long Beach Tidelands, Wilmington Field, Los Angeles County. (W 12001)(A 54, 55; S 25, 27, 28) (Negotiators: A. Reid, A. Hager)
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [23 KB]
  - **Exhibit A** ([MS Word](#)) [95 KB] ([Adobe Acrobat](#)) [48 KB]
- C 52 TEXCAL ENERGY NORTH CAL L.P. (APPLICANT):** Consider approval of the Line Well Agreement for the proposed Unit 25-9 Well, Compensatory Gas Agreement No. PRC 2908.1, North Grimes Area of the Sacramento River, Colusa and Sutter counties. (PRC 2908.1, W 40915) (RA# 11205) (A 2; S 4) (Negotiator: J. L. Smith)
- **Agenda Item** ([MS Word](#)) [42 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [25 KB] ([Adobe Acrobat](#)) [17 KB]
  - **Exhibit B** ([MS Word](#)) [69 KB] ([Adobe Acrobat](#)) [35 KB]
- C 53 SAN FRANCISCO PUBLIC UTILITIES COMMISSION (APPLICANT):** Consider approval of Non-Exclusive Geological Sample Permit from February 10, 2006, through February 9, 2009, on designated tide and submerged lands under the jurisdiction of the California State Lands Commission. (W 6005.106; RA# 17305) (A: 20, 21; S: 8, 10) (Negotiator: R. Greenwood)
- **Agenda Item** ([MS Word](#)) [48 KB] ([Adobe Acrobat](#)) [23 KB]
  - **Exhibit A** ([MS Word](#)) [219 KB] ([Adobe Acrobat](#)) [258 KB]
  - **Exhibit B** ([MS Word](#)) [69 KB] ([Adobe Acrobat](#)) [42 KB]
- C 54 VENOCO, INC. (LESSEE/OPERATOR):** Consider approval of the Fifth Amendment of Negotiated Limited Surface Use Oil and Gas Lease No. PRC 8377.1 to provide for the leasing of additional lands, and consent to the pooling of leased lands under Oil and Gas Lease No. PRC 8377.1, Grizzly Island Wildlife Management Area, Solano County. (PRC 8377.1, W 40917; RA# 11305) (A 2; S 8) (Negotiator: J. L. Smith)
- **Agenda Item** ([MS Word](#)) [56 KB] ([Adobe Acrobat](#)) [25 KB]
  - **Exhibit A** ([MS Word](#)) [316 KB] ([Adobe Acrobat](#)) [294 KB]
  - **Exhibit B** ([MS Word](#)) [149 KB] ([Adobe Acrobat](#)) [75 KB]
  - **Exhibit C** ([MS Word](#)) [25 KB] ([Adobe Acrobat](#)) [12 KB]
  - **Exhibit D** ([MS Word](#)) [312 KB] ([Adobe Acrobat](#)) [284 KB]
  - **Exhibit E** ([MS Word](#)) [262 KB] ([Adobe Acrobat](#)) [129 KB]
  - **Exhibit F** ([MS Word](#)) [608 KB] ([Adobe Acrobat](#)) [388 KB]

#### **MARINE FACILITIES DIVISION**

- C 55 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Consider approval of a letter to the American Waterways Operators regarding safety provisions for unmanned barges under recently adopted ballast water management regulations. (W 9777.234) (A & S Statewide) (Negotiators: M. Falkner, G. Gregory, M. Meier)
- **Agenda Item** ([MS Word](#)) [37 KB] ([Adobe Acrobat](#)) [29 KB]
  - **Exhibit A** ([MS Word](#)) [27 KB] ([Adobe Acrobat](#)) [25 KB]

**V. REGULAR CALENDAR ITEM 56 - 57**

- 56 CALIFORNIA STATE LANDS COMMISSION:** Commission consideration of a resolution supporting the elimination of once through cooling in California power generating facilities.

THIS ITEM WAS DEFERRED

- Agenda Item ([MS Word](#)) [20 KB] ([Adobe Acrobat](#)) [9 KB]
- Exhibit A ([MS Word](#)) [44 KB] ([Adobe Acrobat](#)) [72 KB]

- 57 CALIFORNIA STATE LANDS COMMISSION:** Commission consideration of a resolution supporting development of alternative coatings and the prohibition of the use of copper-based paints on vessel hulls.

THIS ITEM WAS DEFERRED

- Agenda Item ([MS Word](#)) [20 KB] ([Adobe Acrobat](#)) [9 KB]
- Exhibit A ([MS Word](#)) [45 KB] ([Adobe Acrobat](#)) [66 KB]

**VI. PUBLIC COMMENT**

- VII. CLOSED SESSION** AT ANYTIME DURING THE MEETING THE COMMISSION MAY MEET TO CONSIDER POSSIBLE AND PENDING LITIGATION IN A SESSION CLOSED TO THE PUBLIC PURSUANT TO THE ATTORNEY-CLIENT PRIVILEGES (SEE GOVERNMENT CODE SECTION 11126). THE FOLLOWING MATTERS WILL BE CONSIDER UNDER GOVERNMENT CODE SECTION 11126 (e)(2)(A).

Sierra Club et al vs. City of Los Angeles

Hanson Marine Operations, Inc. vs. California State Lands Commission

People of the State of California vs. Hanson Building Materials et al

THE COMMISSION MAY CONSIDER MATTERS WHICH FALL UNDER GOVERNMENT CODE SECTION 11126 (e) (2) (B) OR (2) (C)